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GP2682



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: OGINO

SERIAL NO.: 09/828,411

FILED: April 6, 2001

FOR: PORTABLE TELEPHONE APPARATUS THAT CAN ATTAIN...

DOCKET: NEC 01USFP630

Assistant Commissioner for Patents
Washington, D.C. 20231

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-identified application, Applicant hereby attaches U.S. Patent Office Form PTOL-1449, including copies of the prior art references listed therein. These references were cited in the United Kingdom Search Report of the corresponding Patent application. A copy of the United Kingdom Search Report is also enclosed. The claims in the present application are believed to be patentably distinguished over these references.

This information disclosure statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(a). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(a) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application

HAYES, SOLOWAY,

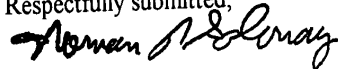
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03101-2335 U.S.A.

603-668-1400

on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner, or the claims of the foreign application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made.

The enclosed Information Disclosure Statement is being submitted within three months of the United Kingdom Search Report as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe that there are no fees involved with this information disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
Attorney for Applicant
Reg. No. 24,315

NPS: lc

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: January 16, 2000 at Manchester, New Hampshire.

By: Kristen Steeds

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STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

Docket No.
NEC 01USFP630

In Re Application Of:

OGINO

FEB 26 2002

Serial No.

09/828,411

Filing Date

April 6, 2001

Examiner

Group Art U

Invention: PORTABLE TELEPHONE APPARATUS THAT CAN ATTAIN DIRECTIVITY OF ANTENNA WI
OPTIMIZES RECEPTION STATE FROM BASE STATION

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

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This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying information disclosure statement was cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying information disclosure statement was cited in communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

Norman P. Soloway

Signature

Dated: 1/16/02

Norman P. Soloway
Attorney for Applicant
Reg. No. 24,315

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1/16/02 with the U.S. Postal Service in
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